

REPORT OF REQUEST FOR RESTRICTIVE TRADE PRACTICE OR BOYCOTT
SINGLE TRANSACTION

(For reporting requests described in Part 769 of the Export Administration Regulations)

NOTICE OF RIGHT TO PROTECT CERTAIN INFORMATION FROM DISCLOSURE

The Export Administration Act permits you to protect from public disclosure information regarding the quantity, description, and value of commodities or technical data supplied in Item 11 of this report and in any accompanying documents. If you do not claim this protection, all of the information in your report and in accompanying documents will be made available for public inspection and copying.

You can obtain this protection by certifying, in Item 10 of the report, that disclosure of the information referred to above would place a United States company or individual involved in the report at a competitive disadvantage. If you make such a certification in Item 10, you may remove information regarding the quantity, description, and value of the commodities or technical data supplied by you from Item 11 of the inspection copy of the report form and from the public inspection copies of the accompanying documents.

The withholding of this information will be honored by the Department unless the Secretary determines that disclosure of the information would not place a United States company or individual at a competitive disadvantage or that it would be contrary to the national interest to withhold the information.

A		BATCH		5	
1		1097		9	
MONTH/YEAR		6		9	
RSN		10		15	
RTP		18		27	
CLASS		28		55	
FILING		70		80	
TAG		70		80	

This report required by law (50 U.S.C. App. §2407 (b) (2) P.L. 96-72; E.O. 12214; 15 C.F.R. Part (769). Failure to report can result both in criminal penalties, including fines or imprisonment, and administrative sanctions.

Instructions: 1. Complete all items that apply. 2. Assemble original report form and accompanying documents as a unit, and submit intact and unaltered. 3. Assemble and submit the duplicate copy of report form (marked Duplicate (Public Inspection Copy)) and additional copies of accompanying documents (marked with the legend "Public Inspection Copy.") 4. If you certify, in Item 10, that the disclosure of the information specified there would cause competitive disadvantage, edit the "Public Inspection Copy" of the documents submitted to exclude the specified information and remove the bottom of the Duplicate "Public Inspection Copy" of the report form relating to Item 11.

Public reporting for this collection of information is estimated to average one hour per request, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Office of Security and Management Support, Bureau of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230; and to the Office of Management and Budget, Paperwork Reduction Project (0694-0012), Washington, D.C. 20503

1a. Identify firm submitting this report:

Name: **Harris Corp./RF Comm. Div.**
Address: **1680 University Avenue**
City, State and ZIP: **Rochester, NY 14610**
Country (if other than USA):
Telephone: **(716) 244-5830**
Firm Identification No. (if known): **29-34**

Specify firm type:

☒ Exporter
☐ Bank
☐ Forwarder
☐ Carrier
☐ Insurer
☐ Other

1b. Check any applicable box:

- ☐ Revision of a previous report (attach two copies of the previously submitted report)
☐ Resubmission of a deficient report returned by BXA (attach form letter that was returned with deficient report)
☐ Report on behalf of the person identified in Item 2
☐ Dual report on behalf of self and the person identified in Item 2

2. If you are authorized to report and are reporting on behalf of another U.S. person, identify that person (e.g., domestic subsidiary, controlled Foreign subsidiary, exporter, beneficiary):

Name:
Address:
City, State and ZIP:
Country (if other than USA):
Type of firm: (see list in Item 1a)
Firm Identification No. (if known):

3. Identify exporting firm, unless same as Item 1a or 2:

Name: **Commercial Bank**
Address: **of Kuwait**
City, State and ZIP:
Country (if other than USA):
Firm Identification No. (if known): **28157**
36-41 42

4. (a) Name of boycotting country from which request originated:

KUWAIT

(b) Name of country directing inclusion of request, if different from (a) above:

43-44

5. Name of country or countries against which request is directed:

ISRAEL

45-46

6. Reporting firm's reference number (e.g., letter of credit, customer order, invoice):

S33894

71-77

7. Date firm received request: (use digits for month/day/year)

Sept. 29, 1997

47-52

8. Specify type(s) of document conveying the request:

- ☐ Request to carrier for blacklist certificate (submit two copies of blacklist certificate or transcript of request)
☐ Unwritten, not otherwise provided for (make transcript of request and submit copies)

53-54

☒ Letter of credit

- ☐ Requisition/purchase order/accepted contract/shipping instruction
☐ Bid invitation/tender/proposal/trade opportunity
☐ Questionnaire (not related to a particular dollar value transaction)
☐ Other written (specify)

Submit two copies of each document or relevant page in which the request appears

9. Decision on request: (Check one)

- ☒ Have not taken and will not take the action requested.
☐ Have taken or will take the action requested.
☐ Have taken or will take the action requested and claim it is subject to a grace period (attach detailed explanation).

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- ☐ Have taken or will take the action requested but in a modified form (attach detailed explanation).
☐ Unable to report ultimate decision on the request at this time and will inform the Bureau of Export Administration of the decision within ten days after decision is made.

Additional Information: The firm submitting this report may, if it so desires, state on a separate sheet any additional information relating to the request reported or the response to that request. This statement will constitute a part of the report and will be made available for public inspection and copying, subject to the right to protect certain confidential information from disclosure described in Item 10.

10. Protection of Certain Information from Disclosure: (Check appropriate boxes and sign below)

1. ☐ I (We) certify that disclosure to the public of the information regarding quantity, description, and value of the commodities or technical data contained in:
☐ Item 11 below (If you check this box, be sure to remove the bottom of the Duplicate (Public Inspection Copy) of the report form relating to Item 11.)
☐ Attached documents (If you check this box, be sure to edit the "Public Inspection Copy" of the documents submitted to exclude the specified information.) would place a United States person involved at a competitive disadvantage, and I (We) request that it be kept confidential.
2. ☒ I (we) authorize public release of all information contained in the report and in any attached documents. I (We) certify that all statements and information contained in this report are true and correct to the best of my (our) knowledge and belief.

Sign here in ink

Marilynne Locke

Type or print

Marilynne Locke

Date

10/13/97

11. Describe the commodities or technical data involved, and specify quantity and value:

Description

Communications Equipment

Quantity:

Value to nearest whole dollar \$

58-69



البنك التجاري الكويتي
Commercial Bank of Kuwait

NEW YORK BRANCH
350 PARK AVENUE, NEW YORK, NY 10022-6022
TEL. (212) 207-2420

RECEIVED
SEP 29 1997

CABLE: BANKKUARI NEW YORK
TELEX: 421744 CBK NY (ITT)
SWIFT: COMBUS 33

DATE: SEPTEMBER 26, 1997

OUR CORRESPONDENT		
CENTRAL BANK OF KUWAIT P.O. BOX 526 KUWAIT		
THEIR REF. NO.	OUR REF. NO.	AMOUNT
4/102/045570/97	07341	USD1,347,317.76

MAIL
TO

HARRIS CORPORATION
RF COMMUNICATIONS
1680 UNIVERSITY AVENUE
ROCHESTER, NEW YORK 14618-1887

Gentlemen:

☒ At the request of our correspondent, we enclose their letter of credit established in your favor. It is requested that you present one additional copy of the commercial invoice.

☒ The attached credit instrument conveys no engagement on our part.

☐ We confirm the attached credit and thereby undertake that all drafts drawn, presented and accompanied by documents as specified will be duly honored by us. Drafts must now be drawn on our office instead as advised in the credit.

☐ Notwithstanding the fact that the attached credit is addressed to us, kindly consider yourselves as the beneficiary.

☐ At the request of our correspondent, we enclose amendment to their letter of credit.

☐ We are in receipt of a cable from our correspondent which, without responsibility or engagement on our part, reads as follows:

☐ We will be pleased to add our confirmation to this credit provided you agree to pay our confirmation commission.
Should you so desire, please return the attached copy of this advice duly signed.

☐

In the event our banking charges are for your account, same shall be deducted from the proceeds of your draft at time of negotiation.

The attached credit/amendment is to accompany all draft(s) and documents. When presenting your draft(s) and documents or when communicating with us please make reference to our number shown in the caption.

Except as otherwise expressly stated the credit is subject to the Uniform Customs and Practice for Documentary Credits (1993 Revision), International Chamber of Commerce Publication No. 500 or subsequent revisions.

Very truly yours,

AUTHORIZED SIGNATURE



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SEP 29 1997

IRREVOCABLE
Credit No. 4/102/045570/97

Applicant MINISTRY OF FINANCE (KUWAIT)
(NATIONAL GUARD)
Advising Bank

Amount USD. *****1347117.75A
ONE MILLION *****
THREE HUNDRED FORTY SEVEN THOUSAND A
THREE HUNDRED SEVENTEEN A 75 ONLY**

Beneficiary

COMMERCIAL BANK OF KUWAIT/N.Y.
350, PARK AVENUE,
NEW YORK, NY-10022,
U.S.A.



HARRIS CORPORATION,
RF COMMUNICATIONS, LTD.
UNIVERSITY AVENUE, REGISTERS
NEW YORK 14618-1077, U.S.A.

COMBUSER

Expiry Date 10/30/97
At the counters of advising bank

Dear Sirs,

We hereby issue in your favour this documentary credit which is available against sight draft(s) without recourse drawn on the Accreditors and accompanied by the following documents (original should be sent to us by registered air mail and duplicate by subsequent air mail):

- (X) Signed commercial invoices in 3 COPIES. (X) Packing lists in 3 COPIES.
- (X) Weight lists in 4 COPIES.
- (X) Certificate of origin in 3 COPIES indicating the name and nationality of the manufacturers / producers
- (X) Carriers's receipts/Shipping Agent's certified invoices showing actual freight paid.
- (X) Complete set of clean "On Board" "Ocean Bills of Lading", issued to the order of the beneficiaries and blank endorsed marked "NOTIFY BUYERS" and evidencing "FREIGHT PREPAID". AND/OR
- (X) Air waybills in the Accreditors name evidencing "FREIGHT PREPAID" and quoting our Credit Number, Flight number and date. Shipment preferably by Kuwait Airways Corporation.
- () Road waybills in the Accreditors' name evidencing "FREIGHT PREPAID" and quoting our Credit Number.
- () Air/Sea Parcel Post receipts evidencing goods consigned to the Accreditors and quoting our Credit Number.
- (X) Insurance Policy/Certificate for the full invoices value plus 10% covering air/marine cargo clause all risks, war & SRCC clauses all risks. (X) Insurance Premium Receipt.

Covering:- RADIO COMMUNICATION EQUIPMENT AND SPARE PARTS.

- CREDIT AMOUNT REPRESENTS C.I.F. VALUE TO KUWAIT BY AIRFREIGHT AND OCEANFREIGHT. THIS AMOUNT REPRESENTS 80% OF CONTRACT VALUE. KUWAIT NATIONAL GUARD INFORM US THAT 20% HAS BEEN PAID IN ADVANCE BY OTHER MEANS OUTSIDE CREDIT TERMS. INFORMATION WITHOUT ENGAGING RESPONSIBILITY ON OUR PART.

1. BENEFICIARIES SHOULD CERTIFY IN THEIR INVOICE THAT THE MERCHANDISE IS IN ACCORDANCE WITH CONTRACT NO. 524-96/97 DATED JUNE 05, 1997 SIGNED BY KUWAIT NATIONAL GUARD WITH THEM.
2. CERTIFICATE OF ORIGIN AND INVOICE SHOULD INDICATE THE MANUFACTURER'S NAME AS HARRIS CORPORATION, RF COMMUNICATIONS - USA.
3. DOCUMENTS SHOULD INCLUDE BENEFICIARIES STATEMENT IN ORIGINAL AND 1 COPY IN THE EFFECT THAT ONE NON-NEGOTIABLE COPY OF THE AIRWAY BILL OR OCEAN BILL OF LADING, COMMERCIAL INVOICES, PACKING LIST, QUALITY ASSURANCE TEST REPORTS AND OTHER PERTINENT DOCUMENTS HAVE BEEN SENT BY COURIER (STATING NAME OF COURIER AND AIRWAY BILL NUMBER) TO KUWAIT NATIONAL GUARD, ATTENTION TAX.

Each draft accompanying documents must state "Drawn under Credit No. 4/102/045570/97"

Shipment to be made on or before 20/08/97	Partial Shipments	Transshipments
From USA to KUWAIT	ALLOWED	ALLOWED

- Special Conditions:-** Transshipment at Israel is PROHIBITED - Insurance not Required/required
- Through B/L - AWB are required in case transshipment is allowed.
 - The words: PERSIAN GULF should not appear in the address of any of the documents.
 - Shipment by Ocean Freight by United Arab Shipping Company or its Associates, or Conference Line Vessels only.
 - If unable to comply, a declaration issued by UASC or its agents to this effect should be submitted for negotiation.
 - Documents incomplete or containing irregularities should not be negotiated without our prior approval.
 - House Air waybills not acceptable for negotiation.
 - Packing List Must Clearly State: (1) Description Of Goods. (2) Harmonic System Commodity Code Number For Each Item. (3) Number Of Package. (4) Kind Of Packing/Package. (5) Contents Of Package. (6) Gross Weight. (7) Net Weight. (8) Total Cost Of each Item. (Requirement Under No. 8 Is Optional).

FOR FURTHER TERMS AND CONDITIONS PLEASE TURN OVER. AND SEE ATTACHED SUPPLEMENT.

We hereby engage that payment will be duly made against documents presented in conformity with the terms and conditions of this credit.

YOUR COMMISSION AND CHARGES, IF ANY, ARE TO BE CLAIMED FROM THE BENEFICIARY.

Please acknowledge receipt.

Yours faithfully,
CENTRAL BANK OF KUWAIT

In reimbursement of your negotiations under this Credit please

DEBIT TO ACC
WITH YOU ADVISING US BY SWIFT/TELEX
AT LEAST THREE WORKING DAYS BEFORE
YOUR NEXT FOR NEGOTIATION
USD. 20000.00

Advising bank's notification

Place date, name and signature of the advising bank.

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OTHER TERMS AND CONDITIONS WHICH CONSTITUTE
AN INTEGRAL PART OF OUR CREDIT

ALL DOCUMENTS SHOULD BE PREPARED EITHER IN ARABIC OR ENGLISH LANGUAGE ONLY.

INVOICES MUST SHOW:

- The price and net weight expressed in Kilos of each type of goods separately.
- Name and carrying vessel, if shipment made by sea.
- Air waybill or Parcel Post Receipt numbers, if goods are despatched by Airfreight or Parce Post.
- Name and kind of each item shipped as well as the name and nationality of the Manufactures and/or Processors for manufactured or processed goods.

CERTIFICATE OF ORIGIN

To be signed by the Chamber of Commerce and/or Official Trade and/or Industries' Association, stating

- The country of origin of the goods.
(In the event of the shipment of goods containing foreign materials, the country of origin of these foreign materials must be shown on the Certificate of Origin).
- Name of the manufacturers and/or producers of the manufactured or produced goods, and the name of the exporters (Beneficiaries) and the name and kind of each item shipped.
If the name of the Manufacturers and/or the Producers of the goods is not shown on the Certificate of Origin, a separate statement may be issued by the beneficiaries at their own responsibility, showing the name of the Manufacturers and/or the Producers of the goods and the relative invoice number. This statement should be legalized by a Notary Public and presented along with the signed Certificate of Origin as per the above mentioned clauses.

Notes Concerning the Required Certificate of Origin

- Importation of goods from 'Israel' is strictly prohibited by Kuwait Import Regulations. Therefore, Certificates of Origin covering goods originated from the said countries are not acceptable.
- Certificates of Origin, covering goods of U.S.A. origin, issued by firms operating within the state mentioned hereinafter should be signed and/or countersigned as follows:
 - Within the State of New York and Washington, by American Chamber of Commerce and legalized by an Arab Embassy/Consulate.
 - Within the State Texas, by the American Arab Chamber of Commerce, 319 World Trade Building, Houston, Texas 77002.
 - Within the State of California, by U.S. Arab Chamber of Commerce (Pacific) Inc. 777 Jones Street, San Francisco, California 94109.
 - Within the State of Illinois, by Mid-America Arab Chamber of Commerce, 135 So. Las Salle St., Suite 2050, Chicago, Illinois 60603.
 - Within other States, by any approved American Chamber of Commerce and/or by one of the four Chambers of Commerce mentioned above.
- Certificates of Origin covering shipment of goods of Rumanian, Greek, Maltese, Italian, Iranian, Kenyan, Turkish, Cypriot, Ethiopian and Hong Kong must be legalized by Kuwaiti Diplomatic or Consular Mission, if available, or by any other Arab Diplomatic or consular Mission in these countries.
- Certificate of Origin presented by the beneficiaries in Paris Zone should be legalized by the Chambre de Commerce Franco-Arabe, 138 Boulevard Haussman, Paris 8E - France.
- Beneficiaries within London Area should get the Certificate of Origin and other documents legalized by Arab-British Chamber of Commerce, P.O. Box 4BL, 42 Berkely Square, London W1X 5DB.
- Beneficiaries within Brussels Area should get the Certificate of Origin and other documents legalized by Arab-Belgium-Luxembourg Chamber of Commerce, Rue Mignot-Delstanche 60, B-1060 Brussels.
- Beneficiaries within 'Bonn Area' should get the Certificate of Origin and other documents legalized by 'Arabisch - Deutsch Vereinigung Chorfä For Handel Und Industrie, Kioper Strasse 125/1, 5300 Bonn Bad Godesberg.
- Beneficiaries in Netherlands should get the Certificate of Origin and invoice legalized by the Dutch Chamber of Commerce and Industry and authenticated by an Arab Embassy/Consulate.
- Legalization of Certificate of Origin / any other documents by Egyptian Embassy / Consulate not acceptable.

Additional Documents Required

Bill of Lading should state that the carrying vessel is allowed to enter Kuwaiti Ports. Separate Declaration to that effect from the owner/captain of the vessel is acceptable.

In case of shipment by Aircraft, a similar declaration on the Air waybill is acceptable.

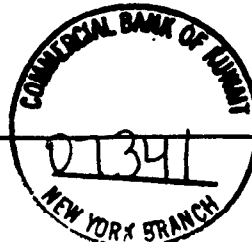
(Declarations for the carrying vessels as well as the aircraft owned by Kuwaiti or Arab companies are not required).

PARTICULARS OF UTILIZATIONS UNDER THIS CREDIT

DATE	NAME OF BANK	AMOUNT IN FIGURES AND WORDS	STAMP/ SIGNATURE
		<p>EXAMINED FOR BOYCOTT REQUESTS</p> <p>Date: 9.26.97</p> <p>No boy</p> <p>Boyc</p> <p>club</p> <p>Proh</p> <p>Non-reportable:</p> <p>Permissible: ✓</p> <p>Reportable: ✓</p>	

CENTRAL BANK OF KUWAIT

P.O. Box 526, 13006, Safat - Kuwait
Telex: 22101 / 22118 / 22173 / 44880 - KT
Tele: 244 5200/20 Tele: Fax: 243 6674
Cable: KUMBANK Swift: CBKU KW KW



Date 18/09/97

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SUPPLEMENT TO CREDIT NO.

4/102/045570/97

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MESHAL RASHED TEL: (965) 4813903 FAX: (965) 4815348.

4. PAYMENT TERMS:

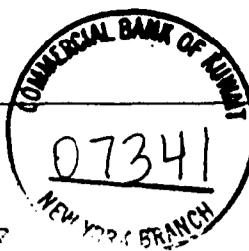
- 4.1 SEVENTY PERCENT (70%) OF THE INVOICE VALUE TO THE EQUIPMENT AND SEVENTY PERCENT (70%) OF THE FREIGHT AND INSURANCE COST, TOTALING UP TO ONE MILLION FIVE THOUSAND EIGHT HUNDRED EIGHTY NINE DOLLARS AND FORTY CENTS (USD 1005889.40), IS PAYABLE UPON SHIPMENT AND THE BENEFICIARIES PRESENTATION TO THE NEGOTIATING BANK OF THE FOLLOWING DOCUMENTS:
- (A) 3 (THREE) COPIES OF A CERTIFICATE OF ORIGIN CERTIFIED BY THE KUWAIT EMBASSY IN WASHINGTON DC.
 - (B) 3 (THREE) COPIES OF THE INSURANCE POLICY OR CERTIFICATE.
 - (C) 3 (THREE) COPIES OF THE PACKING LIST CONTAINING INVOICE NUMBER AND DESCRIBING THE CONTENTS OF THE EQUIPMENT SHIPPED.
 - (D) 3 (THREE) COPIES OF A CERTIFICATE OF CONFORMITY ISSUED BY THE BENEFICIARIES STATING THAT THE EQUIPMENT SHIPPED COMPLY WITH THEIR SPECIFICATIONS.
- 4.2 FIVE PERCENT (5%) OF THE INVOICE OF THE EQUIPMENT AND FIVE PERCENT (5%) OF THE FREIGHT AND INSURANCE COST TOTALING SEVENTY ONE THOUSAND EIGHT HUNDRED FORTY NINE DOLLAR AND TWENTY FIVE CENT (USD 71849.25) IS PAYABLE 150 DAYS FROM THE DATE OF THIS L/C AND UPON PRESENTATION OF THREE (3) COPIES OF THE BENEFICIARIES ORIGINAL INVOICE TO THE NEGOTIATING BANK.
- 4.3 FIVE PERCENT (5%) OF THE INVOICE OF THE EQUIPMENT AND FIVE PERCENT (5%) OF THE FREIGHT AND INSURANCE COST TOTALING SEVENTY ONE THOUSAND EIGHT HUNDRED FORTY NINE DOLLAR AND TWENTY FIVE CENT (USD 71849.25) IS PAYABLE 240 DAYS FROM THE DATE OF THIS L/C AND UPON PRESENTATION THREE (3) COPIES OF THE BENEFICIARIES ORIGINAL INVOICE TO THE NEGOTIATING BANK.
5. EIGHTY PERCENT (80%) OF THE INVOICE VALUE OF THE OPERATION TRAINING COURSE TOTALING FORTY SEVEN THOUSAND SIXTEEN DOLLARS AND FORTY TWO CENTS USD 47016.42 IS PAYABLE UPON COMPLETION AND BENEFICIARIES PRESENTATION TO THE NEGOTIATING BANK OF THE FOLLOWING DOCUMENT:
- BENEFICIARIES ORIGINAL INVOICE AND FOUR (4) COPIES.
 - CERTIFICATE OF COMPLETION (SERVICES) SIGNED BY KUWAIT NATIONAL GUARD).
6. EIGHTY PERCENT (80%) OF THE INVOICE VALUE OF THE MAINTENANCE TRAINING COURSE, TOTALING NINETY THOUSAND NINE HUNDRED EIGHTY TWO DOLLARS AND FIFTY THREE CENTS (USD 90982.53) IS PAYABLE UPON COMPLETION AND BENEFICIARIES PRESENTATION TO THE NEGOTIATING BANK OF THE FOLLOWING DOCUMENT:
- BENEFICIARIES ORIGINAL INVOICE AND FOUR (4) COPIES.
 - CERTIFICATE OF COMPLETION (SERVICES) SIGNED BY KUWAIT NATIONAL GUARD.
7. EIGHTY PERCENT (80%) OF THE INVOICE VALUE FOR INSTALLATION SUPERVISING EQUAL TO NINE THOUSAND FOUR HUNDRED THIRTY TWO DOLLARS AND TWO CENTS USD 9422.02, IS PAYABLE UPON COMPLETION AND BENEFICIARIES PRESENTATION TO THE NEGOTIATING BANK OF THE FOLLOWING DOCUMENT:
- BENEFICIARIES ORIGINAL INVOICE AND FOUR (4) COPIES.
 - CERTIFICATE OF COMPLETION (SERVICES) SIGNED BY KUWAIT NATIONAL GUARD.

CENTRAL BANK OF KUWAIT

P.O. Box 526, 13006, Safat - Kuwait
Telex: 22101 / 22118 / 22173 / 44880 - KT
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3. EIGHTY PERCENT (80%) OF THE INVOICE VALUE FOR INSTALLATION EQUAL TO FIFTY THOUSAND TWO HUNDRED NINETY EIGHT DOLLARS AND NINETY TWO CENTS USD 50298.92, IS PAYABLE UPON COMPLETION AND BENEFICIARIES PRESENTATION TO THE NEGOTIATING BANK OF THE FOLLOWING DOCUMENT:
- BENEFICIARIES ORIGINAL INVOICE AND FOUR (4) COPIES.
 - CERTIFICATE OF COMPLETION (SERVICES) SIGNED BY KUWAIT NATIONAL GUARD.

CENTRAL BANK OF KUWAIT
DOCUMENTARY CREDITS SECTION



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